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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13

14 NORTH COAST RAILROAD
AUTHORITY, a public agency,

15 Plaintiff,

16 v.

17 UNITED STATES COAST GUARD,

18 Defendant.
19 _____

No. C 05-2739 NJV

STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER

1 NOTICE IS HEREBY GIVEN and IT IS HEREBY STIPULATED AND AGREED that
2 pursuant to Federal Rule of Civil Procedure 41(a) and the parties' Stipulation of Compromise
3 Settlement, Plaintiff North Coast Railroad Authority voluntarily dismisses the entire above-
4 captioned action against Defendant the United States Coast Guard with prejudice. The parties
5 each agree to bear their respective costs and attorneys' fees with respect to this action.
6

7 Dated: November 29, 2005

KEVIN V. RYAN
United States Attorney

/s/

9 JULIE A. ARBUCKLE
Assistant United States Attorney
10 Attorneys for Defendant United States of America

11 Dated: December 7, 2005


12 CHRISTOPHER J. NEARY
13 Attorney for Plaintiff North Coast Railroad Authority
14

15 **ORDER**

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17 DATED: 12/14/05


18 NANDOR J. VADAS
19 United States Magistrate Judge
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